



21043/125A 3525

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:
NAOKI KATSUDA et al.
Serial No: 10/757,064
Filed: January 14, 2004
For: DIAGNOSTIC IMAGING
APPARATUS

Art Unit: 3737
Examiner: Nasir Shahrestani

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR 1.97(b)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, Applicant for the above-identified application, on which a Request for Continued Examination is being filed, submits legible copies of the following relevant arts along with the form PTO/SB/08A which contains the information required by 37 CFR 1.98(b):

A. Japanese Patent Application Laid-Open (Kokai) No. 11-047092 A published by Japan Patent Office on February 23, 1999;

B. Japanese Patent Application Publication (Kokoku) No. H6-73531 B published by Japan Patent Office on September 21, 1994 (corresponding to Japanese Patent Application Laid-Open (Kokai) No. H5-337142 published on December 21, 1993);

C. Japanese Patent Application Laid-Open (Kokai) No. H9-189659 A published by Japan Patent Office on July 22, 1997;

D. U.S. Patent No. 3,971,854 issued to Kleinberg et al. on July 27, 1976;

E. European Patent Application Publication No. EP 0 941 691 A1 published by European Patent Office on September 15, 1999;

F. Korean Patent Application Laid-Open (Kokai) No. 1999-014904 A published by Korean Patent Office on February 25, 1999 (corresponding to U.S. Patent No. 5,702,249 issued to Cooper on December 30, 1997);

G. Japanese Patent Application National Publication (Kohyo) No. 2002-535025 A published by Japan Patent Office on October 22, 2002 (corresponding to U.S. Patent No. 6,537,211 of Wang et al. of March 25, 2003);

H. Japanese Patent Application Laid-Open (Kokai) No. 2002-355262 A published by Japan Patent Office on October 12, 2002;

I. Japanese Patent Application Laid-Open (Kokai) No. 2002-112961 A published by Japan Patent Office on April 16, 2002;

J. Japanese Patent Application Laid-Open (Kokai) No. S64-074522 A published by Japan Patent Office on March 20, 1989;

K. Japanese Patent Application Laid-Open (Kokai) No. 2001-258820 A published by Japan Patent Office on September 25, 2001;

L. Japanese Patent Application Laid-Open (Kokai) No. 2000-347111 A published by Japan Patent Office on December 15, 2000;

M. Japanese Patent Application Laid-Open (Kokai) No. H7-144286 A published by Japan Patent Office on June 20, 1995;

N. Japanese Patent Application Laid-Open (Kokai) No. S63-302818 A published by Japan Patent Office on December 9, 1988;

O. Japanese Patent Application Laid-Open (Kokai) No. H7-250812 A published by Japan Patent Office on October 3, 1995.

The above-listed relevant art A through C, all not in the English language are cited by the applicant in the specification, and a concise explanation of the relevance of each one of these relevant arts is incorporated in the specification pursuant to 37 CFR 1.98(a)(3)(i). Nonetheless, an English language abstract is attached to each one of these non-English arts A through C.

In addition, a computer-aided English translation issued by Japan Patent Office is attached to each one of the arts A and C pursuant to 37 CFR 1.98(a)(3)(ii). An English translation of the art B is not available at this time to the undersigned, and such translation is

not attached hereto.

The above-listed relevant art D and E, both in English, were cited in the Office Action issued to the Chinese Patent Application No. 200410015499 which is a corresponding Chinese patent application filed based upon the same Japanese Patent Application No. 2003-006441 et al. on which the present U.S. patent application (10/757,064) was filed.

The above-listed relevant art F was cited in the Office Action issued to the Korean Patent Application No. 10-2004-0002553 which is a corresponding Korean patent application filed based upon the same Japanese Patent Application No. 2003-006441 et al. on which the present U.S. patent application (10/757,064) was filed.

A cover page of the corresponding PCT Publication No. WO 96/36294 that contains English abstract thereof is attached to the art F. Accordingly, pursuant to MPEP Section 609.04(a), the requirement for a concise explanation of the relevance under 37 CFR 1.98(a)(3)(i) for this non-English language relevant art is satisfied, and an English concise explanation thereof is omitted herein.

An English translation of this non-English art E under 37 CFR 1.98(a)(3)(i) is not available at this time to the undersigned, and such translation is not attached hereto. However, the corresponding U.S. patent number (5,702,249) is presented in the above list so that the examiner can refer to it as an English translation of this art.

The above-listed relevant art G through O were cited in the Office Actions issued to the Japanese Patent Application No. 2003-380294 which is one of the basic and corresponding Japanese patent applications (including the Japanese Patent Application No. 2003-006441) on which the present U.S. patent application (10/757,064) was filed.

Though the arts G through O are all not in the English language, an English language abstract is attached to each one of these non-English relevant arts G through O except for the art N (for the art G, a cover page of the corresponding PCT Publication No. WO 00/42910 that contains English abstract is attached).

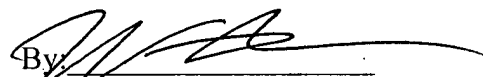
A concise explanation of the relevance under 37 CFR 1.98(a)(3)(i) for the art N is presented as follows:

This art N discloses a dental imaging apparatus including a spectrum imaging device that is operable in the mouth of a patient and generates signals, and a supporting assembly that supports the imaging device at obtuse angles with respect to the long axis of the supporting assembly and has a rigidly and is manually operable; and the imaging device is provided on the supporting assembly so as to be movable together with the supporting assembly in an integral fashion.

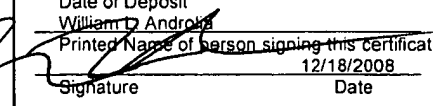
In addition, a computer-aided English translation issued by Japan Patent Office is attached to each one of the arts G through O pursuant to 37 CFR 1.98(a)(3)(ii) except the arts G, J and N. For the art G, the corresponding U.S. patent number (6,537,211) is presented in the above list so that the examiner can refer to it as an English translation of this art. For the art N, a copy of the corresponding European Patent Application Publication Number 0 282 832 of September 21, 1988 is attached as its English translation. An English translation for the art J is not available at this time to the undersigned, and such translation is not attached.

Accordingly, it is hereby respectfully requested that the Patent Office make a record of these relevant arts and consider them during the examination.

Respectfully submitted,

By: 
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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450, on <u>December 18, 2008</u> Date of Deposit <u>William L. Androlia</u> Printed Name of person signing this certificate <u>12/18/2008</u> Date  Signature	